

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Anthony Miles,

Plaintiff(s),

v.

Warden Calvin Johnson, *et al.*,

Defendant(s).

2:23-cv-00719-MMD-MDC

**DISCOVERY PLAN AND SCHEDULING
ORDER**

Pursuant to Local Rule 16-1(b), “in actions by or on behalf of inmates under 42 U.S.C. § 1983 ...no discovery plan is required,” rather “a scheduling order [is] entered within thirty (30) days after the first defendant answers or otherwise appears.” This is an action brought under 42 U.S.C. § 1983. Defendant filed an answer on **February 12, 2024**, and a scheduling order has not yet been entered. Parties will make initial disclosures within **30 days** from the date of this Order and Discovery will be completed as set forth below.

ACCORDINGLY,

IT IS ORDERED that the following scheduling deadlines apply:

1. Parties shall make initial disclosures no later than **Thursday, April 4, 2024**.
2. Discovery: Pursuant to LR 16-1(b) and LR 26-2, discovery in this action shall be completed on or before **Monday, September 2, 2024**.
3. Any pleadings that may be brought under Fed. R. Civ. P. 13 & 14 or joining additional parties under Fed. R. Civ. P. 19 & 20, shall be filed and served not later than **Tuesday, June 4, 2024**. Any party causing additional parties to be joined or brought into this action shall contemporaneously therewith cause a copy of this Order to be served upon the new party or parties.

6. Dispositive motions shall be filed and served no later than **Wednesday, October 2, 2024.**

8. Extensions of discovery: Pursuant to LR 26-3, an extension of the discovery deadline will not be allowed without a showing of good cause. All motions or stipulations to extend discovery shall be received by the Court at least twenty-one days prior to the date fixed for completion of discovery by this scheduling order, or at least twenty-one days prior to the expiration of any extension that may have been approved by the Court. The motion or stipulation shall include:

- (a) A statement specifying the discovery completed;
- (b) A specific description of the discovery that remains to be completed;
- (c) The reasons why the deadline was not satisfied or the remaining discovery was not completed within the time limits set by the discovery plan; and
- (d) A proposed schedule for completing all remaining discovery.

DATED this 5th day of March 2024.

Maximiliano D. Couvillier III
United States Magistrate Judge